

# FAX COVER SHEET

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

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TO	:	
ATTENTION	:	V. Balasubramanian
ART UNIT	:	1624
FAX NUMBER	:	703 872 9307
SERIAL NO.	:	09/719,320
APPLICANT	:	HINZ et al.
FILED	:	March 5, 2001
FOR	:	USE OF SUBSTITUTED 4-BIARYLBUTYRIC AND 5-BIARYLPENTANOIC ACID DERIVATIVES FOR THE TREATMENT OF CEREBRAL DISEASES

**RESPONSE AFTER FINAL ► EXPEDITED HANDLING**

9 JANUARY 2004

Attached please find:

- Notice of Appeal
- Petition for 3rd month of three month extension.

Respectfully submitted,

*Theodore Gottlieb*  
Theodore Gottlieb, PhD  
Registration Number 42,597

Atty's Docket: Bayer 10218

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**CERTIFICATION OF FACSIMILE TRANSMISSION**

I hereby certify that this correspondence is being transmitted by facsimile to the Commissioner For Patents, Alexandria, VA, 22313-1450, on 9 Jan-04.

  
Theodore Gottlieb

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MAIL STOP AF  
Hon. Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA  
22313-1450

9 January 2004

**NOTICE OF APPEAL**

Sir:

Applicant hereby appeals to the Board of Appeals from the decision dated 15 July 2003, the primary Examiner finally rejecting claims 1-10 and 12-13 in this application.

The period for response to the final rejection was set to expire on 15 October 2003.

This period has been extended three months.